

REMARKS

Favorable reconsideration of this application, in light of the following remarks, is respectfully requested. Claims 1-32 are pending in this application. By this Request, no claims are amended, cancelled, or added. Claims 1, 13, 26, 31, and 32 are the independent claims.

Allowed Claims

Applicants note with appreciation that claims 13-28 and 31 are allowed. In light of the following remarks, Applicants submit that claims 1-12, 29-30 and 32 should be allowed as well.

Examiner Interview

Applicants thank the Examiner for granting the telephone interview conducted on March 18, 2010. During the interview, Applicants discussed the rejection to claims 1-12, 29-30 and 32 under 35 U.S.C. §112, first paragraph. As indicated in the Interview Summary dated March 25, 2010, the issue under 35 U.S.C. §112, first paragraph, has been resolved. As such, the Examiner agreed to withdraw this rejection. Furthermore, although the rejection to claims 1-12, 29-30 and 32 under 35 U.S.C. §103(a) was not directly discussed during the interview, Applicants noted during the interview that none of the cited references teach replacing portions of the first and second permanent identifiers that *normally* include an identification number of a user **with received data**. In other words, each of the first and second permanent identifiers include data received from an end user. Also, Applicants pointed out that the limitations in allowed claim 13 sufficiently correspond to the features in claim 1. None-the-less, Applicants have provided below arguments against the rejection under 35 U.S.C. §103(a).

Rejections under 35 U.S.C. § 103

The Examiner has rejected claims 1-12 and 29-30 and 32 under 35 U.S.C. § 103(a) as being unpatentable over APA in view of Solomon and Willey, and in further view of Billstrom.

Applicants disagree with the Examiner's reliance upon the APA. For example, in contrast to the Examiner's assertions, Applicants do not believe that the APA discloses or suggests "forming a modified permanent identifier including a portion that includes routing information to a home system and a second portion that includes one portion of the received data." In relying on the APA, the Examiner states "[a]pplicant does not specify type of data...[t]hus data is generic (broad definition) without type [and] [the] identification number of end user 2, as disclosed by APA in paragraph 0008 is a type of data in addition to routing information." See Office Action, pages 5-6. As indicated during the interview, the "received data" in this portion of the claim is *actual data* from an end user – not an identification number of the user (e.g., ESN, MSIN). For example, paragraph [0029] explicitly states:

[0029]The first portion of the modified first permanent identifier contains the routing information to the home system 16, but the second portion or a part thereof, which normally includes the user identification number pre-assigned by the home system 16, includes data from the end user 2.

The "second portion that includes one portion of the received data" of claim 1 cannot possibly be an ESN or MSIN number because claim 1 explicitly states that "the second portion **not being an identification number of a user.**" This limitation directly excludes the art described in the background section of the present application. Further, the APA does not disclose "forming a modified expanded second permanent identifier having a second permanent identifier portion and an expanded portion" where the "expanded portion [is] **not being an identification number of the user**" as recited in claim 1 for the *same* reasons discussed above.

Therefore, the APA does **not** disclose or suggest these features. Solomon and Willey are not related to these features for at least the same reasons discussed in Applicants' previous response. In addition, Billstrom fails to overcome these deficiencies as well. For example, column 1, lines 23-28 of Billstrom states "communication of data to or from the communication station is effectuated without necessitating that the communication station be uniquely identified with a permanent identifier **unique** to the communication station." In other words, Billstrom discloses a system that provides a mobile station with **anonymous access to packet radio services**. The system in Billstrom that allows the mobile station to remain *anonymous* does not somehow suggest forming first and second permanent identifiers to include actual data that is **not** identification numbers associated with a user.

As a result, APA, Solomon, Willey, and Billstrom, alone or in combination cannot render independent claim 1 obvious to one of ordinary skill in the art. Claims 2-12 and 29-30, dependent on claim 1, are patentable for at least the same reasons stated above. Also, independent claim 32 contains features similar to the above-recited features of claim 1, and therefore is patentable for at least the same reasons. As such, Applicants respectfully request this rejection be withdrawn.

CONCLUSION

In view of the above remarks, the Applicants respectfully submit that each of the pending objections and rejections has been addressed and overcome, placing the present application in condition for allowance. A notice to that effect is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to contact the undersigned.

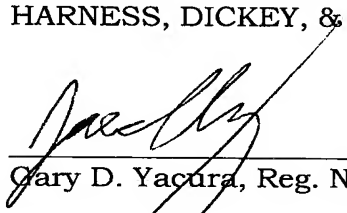
Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Gary D. Yacura, at the telephone number of the undersigned below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

HARNESS, DICKEY, & PIERCE, P.L.C.

By



Gary D. Yacura, Reg. No. 35,416

Jared B. Scholz, Reg. No. 64, 088

P.O. Box 8910
Reston, Virginia 20195
(703) 668-8000

GDY/JBS:gew